

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON

In Re:)	
)	
Luis Anthony Ewing)	Case No. 13-47136
)	
Debtor.)	
_____)	
United States Trustee,)	
)	Adversary No.
Plaintiff,)	
)	
v.)	COMPLAINT TO DENY DEBTOR'S
)	DISCHARGE
Luis Anthony Ewing)	
)	
Defendant.)	
_____)	

The United States Trustee, for claims against defendant Luis Anthony Ewing (the "Defendant"), asserts and alleges as follows:

PARTIES

1. The plaintiff is the United States Trustee for Region 18, which includes the Western District of Washington. The United States Trustee has standing to bring this action under 11 U.S.C. §§ 307 and 727(c)(1).

2. The Defendant is the debtor in the above-captioned chapter 7 bankruptcy case.

JURISDICTION AND VENUE

3. This is an adversary proceeding to deny the Defendant's discharge, brought pursuant to 11 U.S.C. § 727(a)(3) and Rule 7001 of the Federal Rules of Bankruptcy Procedure.

1 4. This Court has jurisdiction over this adversary proceeding pursuant to
2 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(J).

3 5. Venue is proper pursuant to 28 U.S.C. § 1409(a).

4 **FACTUAL ALLEGATIONS**

5 6. On November 18, 2013 (the “Petition Date”), the Defendant filed a voluntary
6 chapter 7 case in the Western District of Washington, case no. 13-47136 (the “Chapter 7 Case”).

7 7. The Defendant earns income from providing certain legal services to individuals
8 who are unrepresented by an attorney (the “Legal Services”).

9 8. The Legal Services include, among other things, legal research and analysis, brief
10 and motion drafting, providing recommendations on legal actions or alternatives, and coaching
11 for oral arguments.

12 9. The Defendant has been earning income from the Legal Services for at least 10
13 years.

14 10. The Defendant advertises the Legal Services on several websites, and has at times
15 held seminars related to the Legal Services.

16 11. The Defendant insists on being paid for the Legal Services in cash.

17 12. The Defendant advertises certain items for sale on the internet, including
18 “criminal notebooks” for \$515 each, a 4-hour video for \$125, and various other videos for lesser
19 amounts (the “Legal Products”). The Defendant requires purchasers of the Legal Products to
20 send him cash wrapped in foil or colored paper.

21 13. The Defendant solicits donations on the internet (the “Donations”).

22 14. The Defendant does not have a checking or savings account at any financial
23 institution, and did not have any such account during 2011, 2012, and 2013.

24 15. The Defendant does not have any books, records, receipts or other documents
25 evidencing his business transactions and his receipt of income for 2011, 2012 and 2013.

26 16. The Defendant does not have any books, records, receipts or other documents
evidencing what Legal Services he provided in 2011, 2012, and 2013.

1 17. The Defendant does not have any books, records, receipts or other documents
2 evidencing what Legal Products he sold in 2011, 2012, and 2013.

3 18. The Defendant does not have any books, records, receipts or other documents
4 evidencing what Donations he received in 2011, 2012, and 2013.

5 19. The Defendant intentionally destroys all documents relating to his business
6 transactions, his providing the Legal Services, his sale of the Legal Products, his receipt of
7 Donations, and his receipt of all income for 2011, 2012 and 2013.

8 20. The Defendant has not filed a federal tax return in at least ten years.

9 **CLAIM FOR RELIEF**

10 11 U.S.C. § 727(a)(3)

11 (Inadequate Records)

12 21. Paragraphs 6 through 20 are hereby incorporated.

13 22. The Defendant has destroyed, or failed to keep or preserve, documents, records
14 and papers from which the Defendant's business transactions and financial condition might be
15 ascertained.

16 23. The Defendant's acts or failures to act were not justified under all the
17 circumstances of the case.

18 WHEREFORE, the United States Trustee prays for relief as follows:

19 A. That the Court enter a judgment denying the discharge of the Defendant pursuant
20 to 11 U.S.C. § 727(a)(3); and

21 B. For such other and further relief as the Court deems just and equitable.

22 DATED this 13th day of March 2014.

23 Respectfully submitted,

24 Gail Brehm Geiger
25 Acting U.S. Trustee for Region 18

26 By: /s/ Martin L. Smith
 Martin L. Smith, WSBA #24861
 Attorney for United States Trustee